

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

BETTY DAVIES,

Plaintiff,

No. 5:13-CV-1305

-v-

MICHAEL TOMUSHUNAS,

Defendant.

APPEARANCES:

OF COUNSEL:

BETTY S. DAVIES
Plaintiff Pro Se
114 Burnet Avenue
Syracuse, NY 13202

DAVID N. HURD
United States District Judge

DECISION and ORDER

Pro se plaintiff Betty Davies brought this action pursuant to 42 U.S.C. § 1983. On October 23, 2013, the Honorable Andrew T. Baxter, United States Magistrate Judge, advised by Report-Recommendation that the complaint be dismissed with prejudice.

Based upon a careful review of the entire file and the recommendations of the Magistrate Judge, the Report-Recommendation is accepted in whole. See 28 U.S.C. § 636(b)(1).

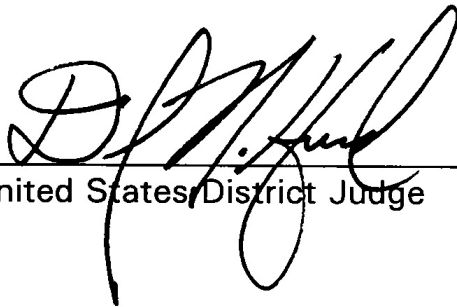
Therefore, it is

ORDERED that

Plaintiff's complaint is DISMISSED with prejudice.

The Clerk is directed to serve a copy of this Decision and Order on plaintiff and close the file.

IT IS SO ORDERED.



United States District Judge

Dated: December 10, 2013
Utica, New York.